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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91207899
Party	Plaintiff PartyGaming IA Limited
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Submission	Motion to Amend Pleading/Amended Pleading
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Date	11/13/2014
Attachments	2014 11 13 Opposers Memorandum in Support of Motion to Amend and Extend 91207899.PDF(1713986 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

PartyGaming IA Limited,	)	Opposition No. 91207899
	)	
Opposer,	)	Mark: PARTY STAR POKER
	)	
v.	)	Serial No.: 85/571,885
	)	
Yessenia Soffin,	)	Filing Date: March 16, 2012
	)	
Applicant.	)	Published: July 24, 2012

**OPPOSER’S MEMORANDUM IN SUPPORT OF MOTION TO AMEND NOTICE OF  
OPPOSITION AND TO EXTEND DISCOVERY AND TRIAL DATES**

Pursuant to Trademark Rule 37 C.F.R. §§ 2.107 and Fed. R. Civ. P. 15(a), PartyGaming IA Limited (“Opposer” or “PartyGaming”) moves for leave to amend its Notice of Opposition to add claims recently discovered in the depositions of the Applicant and her husband. In the depositions, the Applicant admitted that the first time she heard of the mark or business PARTY STAR POKER was the night before the deposition. She likewise, had no knowledge of anything related to the case, the business, or the mark. She indicated that she was partners with her husband, Will Jordan, and that he handled everything related to the mark and business. The new claims are that the application is void ab initio because Will Jordan is not listed as the Applicant. Yessina Soffin was at most a partner with Will Jordan and arguably had no interest in the mark or the filing. Second, the application should be denied due to failure of the applicant to use the mark or have any intention to use the mark. Third, the application should be denied due to fraud as Yessina Soffin has no use of the mark. A copy of the Amended Notice of Opposition is attached hereto as Exhibit A.

In addition, Opposer asks that the case be suspended pending resolution of this motion and that discovery be extended ninety (90) days to facilitate the exchange of discovery on the matters raised by this case, including those raised by the amended Notice of Opposition. Discovery is currently set to close November 14, 2014. Opposer requests that such date be extended for 90 days, and that all subsequent dates be reset accordingly.

## **I. PROCEDURAL AND FACTUAL BACKGROUND**

As initially filed, this case is about whether Applicant's PARTY STAR POKER mark is confusingly similar to Opposer's PARTY POKER mark for use with the same and similar services. In view of the matters put at issue by the parties' respective pleadings, on June 13, 2013, Opposer served Opposer's First Set of Interrogatories and Opposer's First Set of Requests for Production of Documents & Things. After receiving no response, Opposer filed a motion for summary judgment on October 31, 2013. On December 5, 2013 with an updated response on December 16, 2013, Applicant responded to the Summary Judgment motion claiming that counsel for Applicant had served responses to Requests for Admission. On February 10, 2014, the Board allowed Applicant's Admissions Responses and denied Applicant's Motion for Summary Judgment because it was based upon the admissions. On February 28, 2014, Opposer's counsel sent a discovery letter confirming that full discovery by Applicant would be served by March 14, 2014, along with deposition dates for Applicant's witnesses. On March 14, 2014, Applicant served its Answers and Objections to Opposer's First Set of Interrogatories and Answers and Objections to Opposer's First Request For Production of Documents and Things. In a good faith attempt to resolve the discovery issues, counsel for Opposer first wrote to Applicant's counsel on March 14, 2014 regarding the discovery deficiency. Counsel for

Opposer further wrote to counsel for Applicant on March 28, 2014, detailing the numerous deficiencies in Applicant's responses. On April 15, 2014, Opposer moved to compel discovery and depositions. On September 2, 2014 the Board denied Opposer's motion but ordered the parties to meet and confer and for Applicant to provide definite times for the depositions and discovery responses.

On October 14, 2014, Opposer took the depositions of Applicant and Will Jordan. On October 22, 2014, Opposer received the deposition transcript and Applicant's counsel was notified by the court reporter of the deposition transcript. On October 5, 2014, as no response for the transcript to read and sign was received from Applicant the court reporter sent a formal letter to Applicant's counsel regarding the read and sign period for the deposition transcript.

## **II. LEGAL ANALYSIS**

### **a. Partygaming Meets the Liberal Standard Applied by the Board in Granting Motions to Amend.**

Trademark Rule 2.107(a) explains that pleadings in opposition and cancellation proceedings may be amended in the same manner and to the same extent as in a civil action in district court. Thus, Fed. R. Civ. P. 15(a) governs amendment. Under Fed. R. Civ. P. 15(a) a court (and this Board) should "freely give leave when justice so requires." In determining whether to grant leave to amend, the Board examines whether amendment would cause undue prejudice or would violate settled law; if the amendment would cause undue prejudice or would violate settled law, leave to amend will be denied. *Hurley Int'l LLC v. Volta*, 82 U.S.P.Q. 2d 1339 (TTAB 2007). Partygaming satisfies the requirements set forth in Fed. R. Civ. P. 15(a) and the Trademark Rules and leave to amend should be granted.

**b. Recent Events have Necessitated the Filing of Partygaming's Motion for Leave to Amend and Applicant Would not be Prejudiced.**

Here, Opposer has promptly sought leave to amend after discovery of the facts warranting the amendment. In the depositions, the Applicant admitted that the first time she heard of the mark or business PARTY STAR POKER was the night before the deposition. Ex. B Soffin Depo pp.25-36. She likewise, had no knowledge of anything related to the case, the business, or the mark. Id. She indicated that she was partners with her husband, Will Jordan, and that he handled everything related to the mark and business. Id. at pgs. 7-8, 25-36. The new claims are that the application is void ab initio because Will Jordan is not listed as the Applicant. Yessina Soffin was at most a partner with Will Jordan and arguably had no interest in the mark or the filing. Second, the application should be denied due to failure of the applicant to use the mark or have any intention to use the mark. Third, the application should be denied due to fraud as Yessina Soffin has no use of the mark. Opposer has acted swiftly. It brought this motion seeking leave to amend shortly after receiving the depositions.

Partygaming's motion is also proper because the amendment does not violate settled law and the Applicant will not suffer prejudice. Partygaming's proposed claim is sufficiently pled such that allowing the amendment would not be an act in futility and would not violate settled law. *Zanella Ltd. v. Nordstrom Inc.*, 90 USPQ2d 1758 (TTAB 2008) (granting motion to amend); *Hurley Int'l LLC*, 82 U.S.P.Q. 2d 1339 (TTAB 2007) (granting leave to file motion to amend notice of opposition). In its proposed Amended Notice of Opposition, Partygaming alleges facts that demonstrate that the application is void ab initio, that the application should be cancelled as no use of the mark by Applicant has occurred and the application is a use based

application, and that the application should be cancelled for fraud. Allowing this mark to registered damages Opposer and the public at large.

Allowing Opposer to amend its Notice of Opposition will not prejudice the Applicant. Discovery has not yet closed. In fact, through this motion, Opposer is asking that discovery be extended an additional 60 days. The amendment of the Notice and recent discovery of information in the depositions establish good cause for the requested extension. Opposer's amendment is sufficiently pled, was brought promptly, and is not likely to prejudice Applicant. As such leave to amend should be freely given and discovery should be extended 60 days.

### **III. CONCLUSION**

This Board freely grants leave to amend a pleading when justice so requires. Here, justice so requires. The abandonment of the marks covered by the registrations at issue justifies amendment of the Notice of Opposition. Applicant will not be prejudiced. In addition, granting the request to extend discovery will give the parties sufficient time to evaluate and defend against their respective claims and defenses. Under 37 C.F.R. §§ 2.107 and Fed. R. Civ. P. 15(a), the Board should grant the Partygaming's motion for leave to amend and to extend discovery 60 days.

PARTYGAMING IA LIMITED

By its Attorneys,



\_\_\_\_\_  
Scott W. Johnston  
Gregory Golla


MERCHANT & GOULD P.C.  
80 South Eighth Street, Suite 3200  
Minneapolis, MN 55402-2215  
(612) 332-5300

Date: 11-12-2014

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing OPPOSER'S  
MEMORANDUM IN SUPPORT OF MOTION TO AMEND NOTICE OF OPPOSITION AND  
TO EXTEND DISCOVERY AND TRIAL DATES was served upon Registrant by First Class  
Mail, postage prepaid, this 13<sup>th</sup> day of November, 2014:

Matthew H. Swyers  
The Trademark Company  
344 Maple Ave W., Ste. 151  
Vienna, Virginia 22180-5612

  
\_\_\_\_\_  
Gregory Golla

## **Exhibit A**



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

PartyGaming IA Limited,	)	Opposition No. 91207899
	)	
Opposer,	)	Mark: PARTY STAR POKER
	)	
v.	)	Serial No.: 85/571,885
	)	
Yessenia Soffin,	)	Filing Date: March 16, 2012
	)	
Applicant.	)	Published: July 24, 2012
	)	

**AMENDED NOTICE OF OPPOSITION**

PartyGaming IA Limited (hereinafter "Opposer"), a Bermuda corporation with an address at Clarendon House, 2 Church Street, Hamilton HM11, Bermuda, believes that it will be damaged by registration of the mark PARTY STAR POKER shown in Application Serial No. 85/571,885 filed by Yessenia Soffin (hereinafter "Applicant") on March 16, 2012 and hereby opposes the same. The grounds for opposition are as follows:

1. Applicant seeks registration of PARTY STAR POKER on the Principal Register for "gambling services; providing a web-based system and on-line portal for customers to participate in on-line gaming, operation and coordination of game tournaments, leagues and tours" in Class 41.

2. Applicant's mark was published for opposition on July 24, 2012. Opposer filed and the Board approved an extension of time to oppose Applicant's mark until November 21, 2012. This Notice of Opposition is timely filed.

3. bwin.party digital entertainment plc is the ultimate parent company of Opposer and other companies within the bwin.party group. Opposer licenses the use of the trademarks

PARTYPOKER and PARTYPOKER & Design (shown below) to the bwin.party group, which owns and operates the website www.partypoker.net, through which it offers online gaming services. The bwin.party group (and its predecessors in title) has used the trademarks PARTYPOKER and PARTYPOKER & Design, which are hereafter collectively referred to as Opposer's "PARTYPOKER Marks," in connection with its online gaming services since at least as early as 2001. (For the purposes of this Notice of Opposition, references to the use of the trademarks by Opposer shall refer to such use by the bwin.party group and its predecessors in title under license by Opposer.)



4. Opposer owns U.S. Registration No. 2,986,410 for its PARTYPOKER & Design mark for "computer game software distributed via the internet; and electronic newsletters distributed via the internet and electronic mail" in Class 9 and "arranging, organizing and conducting entertainment services in the form of online contests and games of chance" in Class 41. A printout of the current status and title of this registration from the USPTO's Trademark Status & Document Retrieval (TSDR) database is attached as Exhibit A.

5. Opposer's U.S. Registration No. 2,986,410 is incontestable under Section 15 of the Lanham Act, 15 U.S.C. § 1065. Consequently, this registration is conclusive evidence of the validity of the registered mark and of the registration of the mark, of Opposer's ownership of the mark and of Opposer's exclusive right to use the registered mark in commerce under Section 33 of the Lanham Act, 15 U.S.C. § 1115.

6. Opposer has advertised and promoted its PARTYPOKER Marks continuously and extensively and made substantial use of goods and services under the marks. As a result,

Opposer's PARTYPOKER Marks have developed and represent valuable goodwill inuring to the benefit of Opposer.

7. There is no issue of priority concerning Applicant's PARTY STAR POKER mark since Opposer used its PARTYPOKER Marks and registered its PARTYPOKER & Design mark long before Applicant filed its PARTY STAR POKER application or started using the mark. Opposer started using its PARTYPOKER Marks at least as early as July 1, 2001, more than ten (10) years before Applicant filed its PARTY STAR POKER application on March 16, 2012, and nearly nine (9) years before the alleged June 1, 2010 dates of first use and first use in commerce cited therein. Opposer therefore has priority over Applicant with respect to the marks at issue.

8. Upon information and belief, Applicant had knowledge of Opposer's PARTYPOKER Marks before it adopted its PARTY STAR POKER mark.

9. Applicant's PARTY STAR POKER mark is confusingly similar to Opposer's PARTYPOKER Marks in sight, sound and commercial impression.

10. Applicant's alleged services are closely related, if not identical, to the goods and services marketed and supplied by Opposer under its PARTYPOKER Marks.

11. Upon information and belief, Opposer's goods and services and Applicant's services are supplied and marketed in the same channels of trade to the same consumers or class of consumers.

12. Based on the similarities between the parties' marks and the closely related nature of the parties' goods and services, consumers and potential consumers are likely to believe that Applicant's services originate from Opposer or are otherwise endorsed, sponsored or approved by Opposer, resulting in a likelihood of confusion in the marketplace and damage to Opposer.

13. Applicant testified that she knew nothing regarding the PARTY STAR POKER mark or business prior to the day prior to her deposition.

14. Applicant had no knowledge of anything related to the case, the business, or the mark PARTY STAR POKER.

15. Applicant indicated that she was partners with her husband, Will Jordan, and that he handled everything related to the mark and business.

16. Will Jordan testified that he was responsible for every aspect of the trademark filing and the business associated with PARTY STAR POKER.

17. Both Applicant and Will Jordan testified that they were partners.

18. Will Jordan testified that his wife's sole responsibility with respect to the business and mark was finance.

19. Based upon the testimony of Applicant and Will Jordan, Applicant is not a bona fide applicant for the mark.

20. Applicant had no intention to use the mark PARTY STAR POKER.

21. Applicant never used the mark PARTY STAR POKER.

22. Applicant had no knowledge of any use and had never even seen any of the uses of the mark PARTY STAR POKER.

23. Applicant is not the owner of the mark PARTY STAR POKER.

24. Upon information and belief, Will Jordan is the true owner of the mark.

25. If Will Jordan is not the sole owner of the mark, the owner of the mark is a partnership of Will Jordan and Applicant.

26. The application is void ab initio because Will Jordan is not listed as the Applicant.

27. Alternatively, the application is void ab initio because Will Jordan and Yessina Soffin are not listed partners as the Applicant.

28. The application is void as Applicant had no intention to use the mark PARTY STAR POKER.

29. The application is void for fraud as Applicant has not used the mark PARTY STAR POKER despite being filed based upon actual use in commerce.

30. Registration of the mark shown in Application Serial No. 85/571,885 will result in damage to Opposer under the provisions of Section 2 of the U.S. Trademark Act, 15 U.S.C. Section 1052, pursuant to the allegations stated above.

WHEREFORE, Opposer requests that this opposition be sustained and the registration sought by Applicant be refused.

Please direct all correspondence to:

Scott W. Johnston  
MERCHANT & GOULD P.C.  
P.O. Box 2910  
Minneapolis, MN 55402-0910

Opposer herein appoints John A. Clifford, Reg. No. 30,247; Gregory C. Golla; Andrew S. Ehard; Scott W. Johnston, Reg. No. 39,721; Heather J. Kliebenstein; Laura M. Konkel; Danielle I. Mattessich; Christopher J. Schulte; William D. Schultz, and all other attorneys of the firm of Merchant & Gould P.C., its attorneys to transact all business in the U.S. Patent and Trademark Office relating to this matter with full power of substitution.

Date: 11-12-2014

Respectfully submitted,

PARTYGAMING IA LIMITED

By its Attorneys,



\_\_\_\_\_  
Scott W. Johnston

Gregory Golla

MERCHANT & GOULD P.C.

80 South Eighth Street, Suite 3200


Minneapolis, Minnesota 55402-2215

(612) 332-5300

### CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Notice of Opposition was served upon Applicant's attorney of record by First Class Mail, postage prepaid, this 13th day of November, 2014:

Matthew H. Swyers  
The Trademark Company  
344 Maple Ave W., Ste. 151  
Vienna, VA 22180-5612

  
\_\_\_\_\_  
Gregory Golla

## **Exhibit B**



**DECLARATION OF GREGORY GOLLA**

I, Gregory Golla, being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, declare that all statements made of my own knowledge are true, and all statements made on information and belief are believed to be true. The facts set forth herein are known personally to me or are based on company records.

1. I am currently employed at Merchant & Gould P.C. ("hereinafter "Merchant" or "my Company"), an intellectual property law firm with a principal place of business located at 80 S. 8<sup>th</sup> Street, Suite 3200, Minneapolis, MN 55412.

2. Attached to this declaration is a true and correct copy of the deposition transcript of Yessina Soffin.

Dated: 11-12-2014

  
\_\_\_\_\_  
Gregory Golla

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Party Gaming IA Limited,       ) Opposition No.: 91207899  
                                  ) Mark: PARTY STAR POKER  
v.                                ) Serial No.: 85/571,885  
Yessenia Soffin,                ) Filing Date: 3-16-2012  
                                  ) Published: JULY 24, 2012  
\_\_\_\_\_)

Regus - Boca Raton  
2255 Glades Road  
Suite 324-A  
Boca Raton, FL  
Tuesday, October 14, 2014  
8:52 a.m. - 10:10 a.m.

- - - - -

DEPOSITION OF YESSENIA SOFFIN

Taken before DIANA HALL LOEB, FPR, CSR, Court  
Reporter, Notary Public in and for the State of Florida,  
at Large, pursuant to a Notice of Taking Deposition.

1 APPEARANCES:

2 ON BEHALF OF THE OPPOSER:

3 Gregory Golla, Esq.

4 Merchant & Gould, P.C.

5 80 South Eighth Street

6 Minneapolis, MN 55402-2215

7 Phone: 612.332.5300

8 - - - - -

9 "Rule 1.130(g) Florida Rules of Civil Procedure requires  
10 transcript copies to be obtained from the court reporter  
unless the Court rules otherwise."

11 WITNESS	DIRECT	CROSS
12 Yessenia Soffin	4	None

13

14 - - - - -

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1	I N D E X	
2	EXHIBITS FOR IDENTIFICATION:	
3	Exhibit 1 - Notice of Deposition	17
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18	partystarpoker.com and web pages	24
19	- - - - -	
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22		
23		
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25		

1 Thereupon:

2 YESSENIA SOFFIN,  
3 was called as a witness and having been first duly  
4 sworn by the Court Reporter, was examined, testified,  
5 and stated as follows:

6 THE WITNESS: Yes.

7 DIRECT EXAMINATION

8 BY MR. GOLLA:

9 Q. Good morning, Ms. Soffin. I represent Party  
10 Gaming in the matter of Party Gaming versus Yessenia  
11 Soffin.

12 A. Soffin.

13 Q. Soffin, sorry.

14 And you understand that we are opposing your  
15 mark for Party Star Poker, correct?

16 A. Correct.

17 Q. Can you state your full name for the record  
18 and spell your name as well?

19 A. Yessenia Soffin. Y-E-S-S-E-N-I-A,  
20 S-O-F-F-I-N.

21 Q. And what is your current address?

22 A. 10614 Palm Springs Drive, in Boca Raton,  
23 Florida 33428.

24 Q. How long have you lived at that address?

25 A. About a year.

1 Q. And were you in Boca Raton before that too?

2 A. Yes. But I live in California as well.

3 Q. You currently in live in California as well?

4 A. Last year.

5 Q. Okay. Where in California?

6 A. In Malibu.

7 Q. Okay. Have you ever been deposed before?

8 A. No.

9 Q. You understand that you are under oath and  
10 that you are to tell the truth, correct?

11 A. Correct.

12 Q. And if any of my questions are unclear, please  
13 tell me.

14 A. Okay.

15 Q. Please answer my questions verbally. During  
16 the deposition if you need a break, please request one.

17 Is there any reason why you cannot testify  
18 truthfully today?

19 A. I am sorry? What?

20 Q. Is there any reason why you cannot testify  
21 truthfully today? You are not on drugs or anything?

22 A. No.

23 Q. You have to answer verbally for the court  
24 reporter.

25 What did you do to prepare for the deposition?

1 A. Nothing.

2 Q. Okay. You didn't talk to your attorney or  
3 review any documents in preparation?

4 A. I didn't.

5 Q. Okay. That's fine.

6 What's your educational background?

7 A. My educational background?

8 Q. Yes.

9 A. I am a housewife. I have four kids. I am a  
10 stay at home mom and I am business partners with my  
11 husband, but he makes all the decisions.

12 Q. So you are not currently employed by --

13 A. No, I am not employed.

14 Q. Okay.

15 A. I am not -- how do you say? I am not involved  
16 in a daily basis with deals or any type of work. My  
17 husband does it all.

18 Q. Okay. Do you have any experience with  
19 trademarks?

20 A. No.

21 Q. Okay. Likelihood of confusion issues?

22 A. No.

23 Q. You're not a trademark expert at all?

24 A. We are just business partners. I love him and  
25 trust him and he does everything.

1 Q. Okay. And your husband is -- what's your  
2 husband name?

3 A. William Soffin.

4 Q. Does he also go by the name William Jordan?

5 A. (Witness nods affirmatively.)

6 Q. How long have you been married?

7 A. We have been together for like ten years, but  
8 we have been married since 2008.

9 Q. Okay. You answered both of my questions.  
10 What's your -- strike that.

11 Is Party Star Poker a company?

12 A. I would not know how to tell you that. It's  
13 just a name.

14 Q. It's a business?

15 A. It's not a business. It's just a name that we  
16 were trying to register to become --

17 Q. Uh-huh.

18 A. -- part of -- I don't know. You would have to  
19 ask him that.

20 Q. Okay. Did you have a business associated with  
21 Party Star Poker?

22 A. I don't know.

23 Q. Okay. What was your role with respect to the  
24 trademark Party Star Poker? I am trying to understand  
25 your role versus your husband's role.



1           A.    Well, I don't have any role.  I just -- I have  
2   lawyers and they just -- you have to ask my husband  
3   again, because I don't deal with anything.  I just -- we  
4   are business partners and that's it.  He is a brilliant  
5   man.  He knows how to make money and I love money,  
6   so -- I don't know.

7           Q.    What was your husband's role with the  
8   business?  Do you know what his role is?

9           A.    I have no idea.  He does everything.  I don't  
10   deal with the operations.

11          Q.    What -- what role did you have with respect to  
12   either the business -- let's start with respect to the  
13   business.  Did you have any role or did your husband do  
14   everything?

15          A.    He does everything.

16          Q.    Okay.  What role did you have with respect to  
17   the trademark application and ownership of the  
18   trademark?

19          A.    Nothing.

20          Q.    Nothing?

21          A.    (Witness shakes head negatively.)

22          Q.    Do you know anything that goes on with the  
23   business or trademark?

24          A.    Nothing.

25          Q.    Nothing?

1 A. (Witness shakes head negatively.)

2 Q. You are the owner of the trademark though,  
3 correct?

4 A. Yes.

5 Q. And why was that?

6 A. That was a decision that my husband made with  
7 the lawyers. I have no idea. Like I say, we are just  
8 business partners and he does everything. I just trust  
9 him. He does everything very well for me.

10 Q. I am just trying to understand.

11 A. Thank you.

12 Q. So did you select the mark or did William  
13 Jordan?

14 A. No.

15 Q. Your husband?

16 A. (Witness nods affirmatively.)

17 Q. And your husband has primary knowledge -- has  
18 really the only knowledge?

19 A. He is the only one.

20 Q. Okay. Are there any other people outside of  
21 you and your husband that would have knowledge of the  
22 business?

23 A. The lawyers probably that make the -- yeah.

24 Q. So it is a family business; your husband has  
25 primary responsibilities?

1 A. Yes, he does everything.

2 Q. Did you have any responsibilities with respect  
3 to the business?

4 A. (Witness shakes head negatively.)

5 Q. You have to answer verbally.

6 A. No, I don't. I never been in this type of  
7 thing before, so I'm sorry. I apologize.

8 Q. I will try to remind you.

9 A. I thought I just have to look at you not  
10 because of anything. I apologize.

11 Q. That's fine.

12 So your husband was the developer of the  
13 trademark itself?

14 A. Yes.

15 Q. He was the developer of the services and the  
16 website?

17 A. Yes.

18 Q. He did any of the marketing of the product?

19 A. Yes, he did.

20 Q. Do you have any idea as to why you were the  
21 trademark owner as opposed to your husband?

22 A. Because he decided that, I guess. He does  
23 everything. You need to ask him that question.

24 Q. Okay. When you filed the trademark  
25 application back when it was initially filed in March of

1 2012, did you have an intention that you would be the  
2 one running the business or was it your husband?

3 A. No. It was his idea.

4 Q. Okay. So you had no intention of you doing  
5 it?

6 A. No.

7 Q. Did you have any roles with respect to the  
8 business?

9 A. Not at all. No roles. I am just the business  
10 partner. I just do everything with him and he does it  
11 all. He makes the money, but I am his business partner.  
12 I just spend the money.

13 Q. I understand.

14 Are you familiar with I Social Media?

15 A. Yes.

16 Q. What is I Social Media?

17 A. Well, I don't really know a lot but it's an  
18 app, application, an application to bill apps.

19 Q. Is it, is it also a corporation?

20 A. I don't know.

21 Q. Okay. Do you -- strike that.

22 Do you know whether you are a stockholder in I  
23 Social Media?

24 A. No.

25 Q. Do you know whether you are the registered

1 agent or the president or --

2 A. I don't know.

3 Q. -- of I Social Media?

4 A. I don't know.

5 Q. That's your husband's deal?

6 A. Yes, he does everything.

7 Q. Your husband handles the business?

8 A. He handles everything. I am just a mom and I  
9 stay at home with my kids and he deals with it.

10 Q. I understand.

11 Do you know what the business associated with  
12 Party Star Poker was about?

13 A. No, I do not.

14 Q. You didn't have any real interaction with it?

15 A. I don't have -- I don't even know what Party  
16 Star is. I don't even know how to play poker.

17 Q. You don't know how to play poker at all?

18 A. No.

19 Q. Okay. Your husband never got you into poker.

20 A. (No response.)

21 Q. Do you know when the Party Star Poker mark was  
22 first used in the United States? And for the record,  
23 you are referring to a few notes?

24 A. I wrote that down because I don't know  
25 anything, so I think it was in September 30th, 2011.

1 Q. And do you remember that from your own  
2 recollection or from -- how did you prepare those notes?

3 A. I just -- to tell you the truth, I just looked  
4 at it today. I don't know. I just -- I don't know what  
5 is this about, so I am looking. I just know that I have  
6 to come here to tell you the truth. I just didn't --

7 Q. Okay. Did you prepare the notes?

8 A. Yes.

9 Q. Okay.

10 A. I write it because he said that I have to go  
11 somewhere. I said, where? What? What about it? I  
12 don't have any ideas of anything, so I just looked.

13 Q. Where -- what did you look at in order to make  
14 your notes?

15 A. I just went through trademark party poker on  
16 Google.

17 Q. What website did you go to?

18 A. Just Google.

19 Q. Google?

20 A. I look under trademark.

21 Q. Do you know who designed the website of Party  
22 Poker?

23 A. No, I don't.

24 Q. Your note, just going back to your notes  
25 briefly, you didn't have any independent recollection of

1 the things that you were writing down? You were just  
2 doing your research prior to coming to the deposition?

3 A. I didn't know anything. I really didn't.  
4 Just like literally right now.

5 Q. Okay.

6 A. I didn't.

7 Q. On the way here?

8 A. I don't know anything about it.

9 Q. Okay.

10 A. I don't know what type of things that I have.

11 Q. You didn't have any involvement in the  
12 selection of the name?

13 A. No.

14 Q. Did you have any involvement in the searching  
15 for the name?

16 A. No, I didn't.

17 Q. You didn't obtain an opinion of counsel as to  
18 the availability of the name?

19 A. No.

20 Q. That would have been your husband?

21 A. Yes.

22 Q. Do you know what the Party Star Poker business  
23 was?

24 A. No, I didn't.

25 Q. Was it a website?

1 A. It was just a name, I guess. I don't know.

2 Q. Okay. You don't know what the market for the  
3 goods and services were?

4 A. I don't know.

5 Q. Did you know about any advertising for the  
6 goods and services?

7 A. No, I don't.

8 Q. Do you know whether the website is still  
9 operating or not?

10 A. No, I don't.

11 Q. Do you know whether you still own the domain  
12 Partystarpoker.com?

13 A. I don't know.

14 Q. Do you know if you use any other trademarks in  
15 connection with the business?

16 A. No.

17 Q. No, you don't know or no?

18 A. I don't know.

19 Q. Okay. Do you have any knowledge of my client,  
20 Party Gaming?

21 A. No, I don't.

22 Q. Do you have any knowledge of Party Poker mark  
23 or services?

24 A. No.

25 Q. Do you have any knowledge of Poker Stars?



1 A. No, I don't.

2 Q. Okay. Does your husband -- is he part of the  
3 poker tour?

4 A. I don't know that.

5 Q. In the past, was he?

6 A. I don't know. What do you mean?

7 Q. Does he play poker?

8 A. He used to, but that was when he was young and  
9 I don't know when he did it.

10 Q. Professionally, he played?

11 A. Not really. Just because he wanted to  
12 probably, but he never was a poker player. I don't  
13 know. No.

14 Q. I think I just saw some website materials that  
15 might have mentioned that he was part of a poker tour at  
16 some point?

17 A. Well, when you play something and if you win  
18 something, then they make you a little bit part of it, I  
19 guess, of being a winner. But that doesn't make it like  
20 anything interesting really.

21 Q. It was not a main source of income?

22 A. Maybe a little bit. Not really. It wasn't  
23 really. By the time you win something, it's already  
24 spent.

25 MR. GOLLA: Mark this as Exhibit 1.

1 (Thereupon, a document was marked for  
2 identification as Exhibit 1.)

3 BY MR. GOULD:

4 Q. Can you identify that? Have you seen that  
5 before? You might have received a copy of it from your  
6 husband or your attorney?

7 A. No, I never seen this.

8 Q. Okay. Just for the record, Exhibit 1 is the  
9 notice of deposition. It's why you are here today to  
10 testify about this case.

11 A. I understand.

12 (Thereupon, a document was marked for  
13 identification as Exhibit 2.)

14 BY MR. GOULD:

15 Q. I am going to show you what has been marked as  
16 Exhibit 2, and I'll represent that that's a copy of your  
17 trademark file history. You can page through that and  
18 let me know if you have seen any of that before.

19 It would have been something you probably  
20 would have received from your husband or from your  
21 attorney.

22 A. No, I haven't.

23 Q. Page through the whole thing to make sure you  
24 are sure.

25 A. I have not ever since this. None of this.

1 Q. And that is Exhibit 2, correct?

2 A. (Witness nods affirmatively.)

3 Q. You understand that you are the owner of the  
4 trademark Party Star Poker, correct?

5 A. I don't know that, but I guess it is in my  
6 name.

7 Q. Okay.

8 (Thereupon, a document was marked for  
9 identification as Exhibit 3.)

10 BY MR. GOLLA:

11 Q. This is Applicant's Answers and Objections to  
12 Opposer's First Set of Interrogatories. Can you look at  
13 that document and let me know if you have seen that  
14 document before?

15 Just in the interest of time, does this  
16 document look familiar to you at all?

17 A. No. None of them do.

18 Q. Okay.

19 A. I never seen it.

20 Q. Okay. Can you go to the three pages from the  
21 back. Do you recognize that document?

22 A. Yes.

23 Q. You also signed this document?

24 A. Yes.

25 Q. And when you signed this document you had not

1 seen the answers and objections to opposer's first set  
2 of interrogatories?

3 A. No, I never did, because that's why we have  
4 the lawyers and my husband and they make everything. I  
5 just do what they say. I don't have any daily basis. I  
6 don't deal with this on a daily basis, but I did sign  
7 this. But I did not see this because that is why I have  
8 lawyers.

9 Q. But you didn't read the answers and objections  
10 prior to --

11 A. No, I didn't.

12 Q. Does this document, this page of this  
13 document, state that you are saying that the answers  
14 provided in the answers and objections to opposer's  
15 first set of interrogatories are true and correct?

16 A. Well, yes, I signed this paper. But again, I  
17 don't know. This -- you are going to have to ask my  
18 husband again.

19 Q. Okay. And two pages from the back of this  
20 same document, Exhibit number 3, have you seen this  
21 document or that page of this document?

22 A. Where it says William Jordan Soffin?

23 Q. Yes.

24 A. No.

25 Q. That's your husband's signature on this page?

1 A. Yes, it is.

2 Q. He signed the same oath verifying these  
3 interrogatories?

4 A. Yes.

5 Q. Okay.

6 A. It looks so.

7 (Thereupon, a document was marked for  
8 identification as Exhibit 4.)

9 BY MR. GOLLA:

10 Q. Showing you Exhibit number 4. Can you take a  
11 look at that and let me know if you recognize it?

12 A. Party Star Poker, no, I don't recognize.

13 Q. You haven't seen that before?

14 A. No. I really don't understand poker. So I  
15 don't understand what it means in here or what it says  
16 or how to play because I never played online. I don't  
17 know.

18 (Thereupon, a document was marked for  
19 identification as Exhibit 5.)

20 BY MR. GOLLA:

21 Q. Here is Exhibit number 5 that I am showing  
22 you. Do you recognize that at all? Have you ever seen  
23 that before?

24 A. No, I have never seen it.

25 (Thereupon, a document was marked for

1 identification as Exhibit 6.)

2 BY MR. GOLLA:

3 Q. Showing you Exhibit number 6. Have seen that  
4 or have you ever seen that website before?

5 A. No, I haven't seen it.

6 Q. Okay. I have to kind of go through all of our  
7 exhibits --

8 A. I understand.

9 Q. -- and just verify that you have not seen  
10 them.

11 (Thereupon, a document was marked for  
12 identification as Exhibit 7.)

13 BY MR. GOLLA:

14 Q. Showing you Exhibit number 7. Do you  
15 recognize that?

16 A. No, I don't.

17 Q. You have never seen that before?

18 A. Never.

19 (Thereupon, a document was marked for  
20 identification as Exhibit 8.)

21 BY MR. GOLLA:

22 Q. Showing you Exhibit number 8. Have you ever  
23 seen that before?

24 A. No, I have never seen that.

25 (Thereupon, a document was marked for

1 identification as Exhibit 9.)

2 BY MR. GOLLA:

3 Q. Showing you Exhibit number 9. Have you ever  
4 seen that Exhibit before?

5 A. No.

6 (Thereupon, a document was marked for  
7 identification as Exhibit 10.)

8 A. Especially naked people, no, I haven't.

9 Q. Showing you Exhibit 10. Have you ever seen  
10 that before?

11 A. No. I don't know what it is.

12 Q. I think it's a low quality picture that is a  
13 boxing ring, but I am not sure.

14 (Thereupon, a document was marked for  
15 identification as Exhibit 11.)

16 BY MR. GOLLA:

17 Q. Showing you Exhibit 11. Have you seen this  
18 before?

19 A. No, I haven't seen this.

20 Q. I just want to go back to something that you  
21 mentioned with respect to Exhibits 8 and 9. You  
22 mentioned especially the naked people. Did you object  
23 to that or I want to understand your comment?

24 A. I want to know why you showed me that because  
25 I don't know what that is.

1 Q. Okay. Those exhibits were produced, Exhibits  
2 8 and 9, and several of these exhibits were produced  
3 during discovery by your attorney.

4 A. I don't know. I've never seen it before.  
5 That's why I said what does that have to do with a  
6 trademark? What does a picture of a woman have to do  
7 with a trademark? I don't know.

8 Q. I don't either.

9 A. I really don't know.

10 Q. I am just trying to find out things as well.

11 A. I appreciate that.

12 Q. I understand that I will probably need to ask  
13 most of these questions to your husband, but I still  
14 have to go through all my questions with you as well to  
15 understand.

16 A. I understand. This is what we came here for.

17 Q. Yes.

18 (Thereupon, a document was marked for  
19 identification as Exhibit 12.)

20 BY MR. GOLLA:

21 Q. Showing you what I have labeled Exhibit 12.  
22 Have you seen that document before at all?

23 A. What is this?

24 Q. Just for your knowledge it's a printout from  
25 the trademark office of the Party Poker, my clients



1 markets.

2 A. No, I've never seen anything of these papers.

3 Q. I understand.

4 A. I don't know. I don't know people's names in  
5 here.

6 (Thereupon, a document was marked for  
7 identification as Exhibit 13.)

8 BY MR. GOLLA:

9 Q. Showing you Exhibit 13. It has the registered  
10 information for partystarpoker.com on the first page and  
11 then a printout or screen shots of partystarpoker.com  
12 web pages and I would like to see if you have seen any  
13 of those web pages before or any of these documents  
14 before?

15 A. No. But I never seen this before and I don't  
16 know why did I have to see these. What is this? I  
17 mean, I didn't make this.

18 Q. I understand.

19 A. And don't even know what it is. You can tell  
20 me to look at it, but I don't understand what it is.

21 Q. I do understand. But I have to verify that  
22 you have not seen it before and you are not familiar  
23 with that website that was running.

24 A. No. I don't even have time to take a shower  
25 sometimes because I am so busy with my kids.

1 Q. I do understand.

2 A. It's true. I wish I knew, but I don't.

3 Q. Do you think that the marks Party Star Poker  
4 and Party Poker are similar?

5 A. Like what? Party?

6 Q. Party Poker and Party Star Poker?

7 A. No, I don't think so. Because you say Party  
8 Star or Party Poker and that's two different words,  
9 right? I don't think so.

10 Q. I am not testifying, so --

11 A. I don't know.

12 Q. Okay. Do both of -- Party Star Poker and  
13 Party Poker contain the words "party" and "poker?"

14 A. Party and poker, I don't know. I don't know.

15 Q. Do you know who the potential customers of  
16 Party Star Poker were?

17 A. I don't know that.

18 Q. Okay. Do you know how Party Star Poker was  
19 going to be marketed at all?

20 A. No, I don't.

21 Q. Do you know where the Party Star Poker was  
22 going to be advertised or sold or anything?

23 A. I don't know anything. You are going to have  
24 to ask my husband.

25 Q. So pretty much your husband was responsible

1 for everything having to do with the Party Star Poker  
2 trademark?

3 A. He does everything and our lawyers. I don't  
4 know.

5 Q. Okay. Can you take Exhibit number 3 out?  
6 It's the document that looks like this. Interrogatories  
7 -- document number three is the applicant's answers and  
8 objections to opposer's first set of interrogatories.

9 In the first interrogatory it says: "Describe  
10 the nature of applicant's business and operations." And  
11 the answer was: "Applicant has provided and continues  
12 to provide in the future online gaming services related  
13 to poker." Is that correct?

14 I was just reading the first interrogatory and  
15 answer.

16 A. I don't know. You are going to have to ask my  
17 husband. I don't know.

18 Q. But is it correct that that's what it says?

19 A. That it says --

20 Q. The interrogatory number one, if you could  
21 read that.

22 A. Describe the nature of applicant's business  
23 and operations. Answer: Applicant has provided and  
24 continues to provide in the in the future online gaming  
25 services related to poker. I see that that's in the

1 paper, but I don't know that about.

2 Q. I understand. I just wanted to --

3 A. I see that it is here stating it in writing,  
4 but I don't -- I don't have any idea.

5 Q. Who would have done the providing and --

6 A. The lawyers.

7 Q. The lawyers?

8 A. Uh-huh.

9 Q. The lawyers would have provided and continued  
10 to provide the gaming services related to poker, or  
11 would that have been your husband?

12 A. I really don't know. You would have to ask  
13 him. I don't know anything.

14 Q. Uh-huh.

15 A. I guess that's -- he does everything. I don't  
16 know. Because my name is here just because he -- I just  
17 trust him. He does everything and I make great business  
18 partners like I said, but I don't have anything to do  
19 with it. I don't deal with this.

20 Q. Uh-huh.

21 A. I don't know. I don't go in the computer. I  
22 don't even write an e-mail. I don't know.

23 Q. I understand.

24 A. I'm a house mom. I am very busy with my  
25 babies. I have small children and I really don't have

1 time to go and do all of this.

2 Q. You personally never had anything to do with  
3 the business?

4 A. No, never. He deals everything with the  
5 finances and everything. I am just there.

6 Q. You are not aware of any license agreements or  
7 other business relationships?

8 A. No, no, I'm not.

9 Q. You are not aware of any quality control that  
10 was undertaken with respect to the business?

11 A. No. I never, I never really talked to anyone.  
12 I don't know. I don't even know that these things  
13 exist.

14 Q. I understand. By "these things," what did you  
15 mean?

16 A. Like this that you are showing me, this paper  
17 where I have a trademark. I don't have any idea really  
18 what a trademark was.

19 Q. Uh-huh. So when it says "applicant's  
20 knowledge" in this document, number three, deposition  
21 Exhibit number 3, opposer's first set of interrogatories  
22 when it says, "applicant became aware" or did something,  
23 that was really Will Jordan was doing that?

24 A. I don't know. I don't know that answer.

25 Q. It wasn't you though?

1           A.    It wasn't me.  You would have to ask him that.  
2   He is the one that does everything.

3           Q.    So you weren't aware of the opposer in 2004,  
4   which was the answer to interrogatory number two,  
5   correct?

6           A.    What is that?  I don't understand.  What does  
7   that mean?

8           Q.    The interrogatories are questions that we were  
9   able to -- we asked and sent to your counsel.  And I am  
10   just explaining what this Exhibit number 3 is.  And it  
11   allows your counsel, with your help or Will Jordan's  
12   help, to respond to your questions so we have an idea of  
13   what the case is, and these were the responses that we  
14   received back.

15               And it says in these responses repeatedly that  
16   applicant has provided and intends to, you know, do  
17   various things or did various things in the past, and I  
18   was just verifying the applicant does not mean you?

19           A.    No.

20           Q.    When it says "applicant" here, do you know who  
21   that would mean?

22           A.    I don't know.  You are going to have to ask my  
23   husband.

24           Q.    But it definitely doesn't mean you?

25           A.    No, it's not me.  I don't know anything.  I

1 just don't know. I don't know anything about that.

2 Q. At the top of this document it has a little  
3 caption at the top and it says Party Gaming Limited,  
4 Opposer versus Yessenia Soffin, Applicant. You  
5 understand our understanding was that applicant meant  
6 you?

7 A. Yes, I understand. But I didn't do this. My  
8 husband makes all the decisions and I don't know why  
9 it's in my name.

10 Q. Uh-huh.

11 A. I didn't do it and I never seen it before.

12 Q. And we are just trying to understand as well.

13 A. Yes.

14 Q. And I am just verifying that by although it  
15 says Yessenia Soffin, Applicant, up here at the top,  
16 when says "applicant" in the answers to interrogatories,  
17 that does not mean you?

18 A. No.

19 Q. All right.

20 A. Because I didn't make this. I didn't even  
21 know how to make this paper.

22 Q. Do you believe that applicant as it's being  
23 referred to in these answers to interrogatories, meant  
24 your husband, or do you have a belief as to what it  
25 might be?

1           A.    I don't know. I don't know. I don't know. I  
2    just know that the application had my name because I see  
3    it here, but didn't do it. I don't have anything to do  
4    with it. I don't know.

5           Q.    When was --

6           A.    I don't even understand.

7           Q.    I'm sorry for interrupting.

8           A.    No.

9           Q.    When was the first time that you learned about  
10   the Party Star Poker mark?

11          A.    I don't remember to tell you the truth. I  
12   don't remember, because I just -- like that's why I  
13   like -- I have lawyers, my husband has lawyers, and he  
14   doesn't everything. They just say, okay, Yessenia, sign  
15   here, and just I sign at the top paper and I don't know.

16          Q.    They give you a paper --

17          A.    I don't know. I didn't know that this was a  
18   trademark really.

19          Q.    Uh-huh.

20          A.    I don't.

21          Q.    Did you know about the trademark prior to  
22   finding out that you had to come here today for the  
23   deposition?

24          A.    I just like find out like last night.

25          Q.    Last night was the first time that you really



1 learned about that?

2 A. He said we have to go in a meeting. Then I  
3 say about what, what meeting? I have things to do. I  
4 don't know. So then I am like how long is that going to  
5 take. I don't know. Well, you have to go to a  
6 deposition that we have. So I said, okay.

7 Q. And you had a wonderful surprise for the day?

8 A. Yes, because I really don't know. I don't  
9 know how to either like type on the computer like that.  
10 I don't. Like I can't do literally those things. I am  
11 not book smart like that. I am smart, but I don't know  
12 that. I don't know this enough.

13 Q. Had you ever heard of Party Star Poker before  
14 last night?

15 A. No, I never seen this. I'm telling you. You  
16 have to ask my husband. He does everything. He is the  
17 one that does everything. We just like do business and  
18 he does it all. He does it all. He does it all or he  
19 gets his lawyers and he does it all.

20 Q. So you didn't even really know a website  
21 existed?

22 A. No, I don't.

23 Q. So last night was the first time that you  
24 heard Party Star Poker name mark?

25 A. I have a lot of things in my mind and problems

1 that I don't know what party whatever this is. I don't  
2 know. I don't see it. I am not interested in seeing  
3 things and I have my mind occupied in other stuff, in my  
4 family and my children and that's what I care about. I  
5 don't know this. I never seen it before.

6 Q. Yeah.

7 A. I haven't.

8 Q. Were you aware of any of your other, any of  
9 the other businesses like I Social?

10 A. The hear the name.

11 Q. Prior to last night?

12 A. Because I thought this -- this is a name  
13 apparently that it was -- it's not a business. It was  
14 just a name.

15 Q. Uh-huh.

16 A. But I don't know anything else. I don't think  
17 this is like any -- this is not making any money. It's  
18 not making any money or is it? What is it?

19 Q. Well, I can't really -- I don't want to put  
20 any words into your mouth?

21 A. No, no, I understand. But I don't know. I  
22 don't know. I really don't know. I think you are going  
23 to have to ask my husband all of these questions. He is  
24 the right person to answer them for you.

25 Q. I understand completely. We have been going

1 for about an hour. Can we take a five minute break and  
2 we can -- is that fine with you? Do you need longer  
3 than that?

4 A. No. It's okay. It's okay if we break.

5 Q. We are pretty close to being done since I  
6 think most of my questions are for your husband.

7 A. Yes, I think he is the right person.

8 (Thereupon, a recess was held at 9:50 a.m.,  
9 after which, the deposition continued as follows:)

10 THE COURT REPORTER: Back on the record at  
11 10:03.

12 BY MR. GOLLA:

13 Q. Thank you, Ms. Soffin. I just wanted to  
14 summarize a few things from before we went on break.  
15 You have no knowledge of Party Star Poker, the  
16 trademark, prior to last night?

17 A. No, I don't.

18 Q. So you never had any intent to use Party Star  
19 Poker?

20 A. I never have. I don't know.

21 Q. It's not your deal, not your mark, it's your  
22 husband's?

23 A. Yes.

24 Q. Okay. You had no responsibility with  
25 respect --

1 A. I don't.

2 Q. -- the Party Star Poker business?

3 A. I didn't deal with the operation. I didn't do  
4 anything about it. He is the only one that knows how to  
5 tell you that.

6 Q. There is nothing that you did with respect to  
7 the Party Star Poker business?

8 A. Nothing.

9 Q. Other than sign a few documents?

10 A. Only sign the document that you showed me,  
11 because apparently we have lawyers. So when you have a  
12 lawyer, you trust your lawyer, right? But I don't know  
13 what was that. I don't have any idea. Everything. My  
14 husband does everything.

15 Q. Do you have any idea why you are the owner and  
16 not your husband?

17 A. Because we do like -- we are partners. We are  
18 business partners in business and relationship and  
19 everything, but I don't know. I have no idea. We just  
20 make money and that's the way things are. But I don't  
21 have anything to do with it. I don't know what it is.  
22 I don't deal with it. I never seen it.

23 Q. Did you gather any of the documents that were  
24 produced by your attorney in this proceeding?

25 A. No, nothing.

1 Q. Did your husband ask you to gather any  
2 documents?

3 A. No, nothing.

4 Q. Because you had no documents? That was your  
5 husband's?

6 A. I don't deal with anything. I don't. He does  
7 all the work. I don't.

8 MR. GOLLA: I understand.

9 I want to thank you for your time today and I  
10 don't have any further questions.

11 THE COURT REPORTER: The transcript consists  
12 of approximately 40 pages. Would you like to order  
13 at this time or would you like to hold?

14 MR. GOLLA: I'll order.

15 (Thereupon, the deposition concluded at 10:07  
16 a.m.

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CERTIFICATE OF OATH

I, DIANA HALL LOEB, Florida Professional  
Reporter, Court Reporter and Notary Public, do hereby  
certify that YESSENIA SOFFIN, personally appeared before  
me on the 14th day of October, 2014, and was duly sworn.

WITNESS my hand and official seal this 20th day of  
October, 2014.

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Notary Public  
State of Florida  
My Commission Expires: 9/24/2016  
#EE201793

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E R R A T A S H E E T

PAGE/LINE	CORRECTION	REASON

(Use other side, if necessary)

I, \_\_\_\_\_, do hereby certify  
that I have read the foregoing transcript of my  
deposition, and under penalties of perjury, I declare  
that together with any additions or corrections made  
herein, the facts stated in it are true and correct.

_____ DEPONENT	_____ DATE
_____ NOTARY PUBLIC, STATE OF FLORIDA AT LARGE	_____ DATE

CERTIFICATE

STATE OF FLORIDA )  
SS:  
COUNTY OF BROWARD )

I, DIANA HALL LOEB, Florida Professional Reporter, Court Reporter and Notary Public, in and for the State of Florida at Large, do hereby certify that I was authorized to and did stenographically report the deposition of YESSENIA SOFFIN, that a review of the transcript was requested, and that the foregoing pages, numbered from 1 through 39, constitute a true and correct transcript of my machine shorthand notes taken down by me stenographically and thereafter transcribed via computer-aided transcription under my direction.

I further certify that I am not of counsel, I am not a relative, employee nor related to any attorney to this suit, and I am not financially interested in the outcome thereof.

The foregoing certification of this transcript does not apply to any reproduction of the same by any means unless under the direct control and/or direction of the Certifying Reporter.

Dated at Pembroke Pines, Broward County, Florida, this 20th day of October, 2014.

DIANA HALL LOEB, FPR, Notary Public,  
State of Florida, at Large  
My Commission Expires: 9/24/2016  
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